GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Revenue Department – Allegation of Corruption against Sri K.Bapuji, former Tahsildar, Pedapudi (M), Kakinada District (Retd) – Prosecution sanctioned – Convicted by the ACB Court – Imposed a penalty of withholding of gratuity and pension permanently against him – Criminal Appeal filed – Hon'ble High Court set aside the judgement of Trial Court – Further action dropped – Orders – Issued.

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REVENUE (VIGILANCE.III)DEPARTMENT

G.O.Ms.No.292 Dated:04.07.2023

Read the following:-

1. From the D.G., ACB, Rc.No.129/RCT-REG/2000, dated:07.05.2001.
2. G.O.Ms.No.499, Revenue (Vig.II)Department, dt:19.07.2001.
3. Orders dt:19.09.2007 of Hon'ble Spl.Judge for ACB Cases, Visakhapatnam in C.C.No.34/2001 of Cr.No.9/Rc-ACB/RJY/2000.
4. G.O.Ms.No.346, Revenue (Vig.II)Department, dt:17.03.2008.
5. Orders dt:02.05.2022 of Hon'ble High Court of A.P., in Criminal Appeal No.1368/2007 filed by Sri K.Bapuji, Tahsildar, (Retd).
6. From the D.G., ACB., Lr.Rc.No. 129/RCT-REG/2000, dt:10.04.2023.

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ORDER:-

In the reference 4th read above, Government have issued orders withholding of gratuity and pension of Sri K.Bapuji, Tahsildar (Retd), Pedapudi (M), East Godavari District in full, permanently, under rule 9 of AP. Revised Pension Rules, 1980, consequent to conviction orders dated:19.09.2007 passed by Spl.Judge for ACB Cases, Visakhapatnam in C.C.No.34/2001 of Cr.No.9/Rc-ACB/RJY/2000 against Sri K.Bapuji, Tahsildar (Retd).

2. In the reference 6th read above, the D.G., ACB has informed that Sri K.Bapuji, Tahsildar (Retd), Pedapudi (M) has filed Criminal Appeal No.1368 of 2007 before the Hon'ble High Court of A.P and while the appeal is pending before the Hon'ble High Court of A.P, the A.O.1 died on 05.12.2016 and the wife of A.O.1 Smt. Kunche Bala Tulasi filed Legal Representation Petition on behalf of the deceased appellant. After final hearing the Hon'ble High Court pronounced the Judgement on 02.05.2022 and allowed the appeal and set aside the conviction orders of Trial Court in C.C.No.34 of 2001. Therefore, the D.G., ACB has requested the Government to issue necessary orders in the matter.

3. The Hon'ble High Court of A.P., vide its orders dt:02.05.2022 has passed following orders:

> *"----In that view of the matter, the prosecution failed to prove both demand and acceptance by the appellant-accused officer No.1 in the circumstances of the case.*
>
> *Accordingly, the conviction and sentence recorded against the appellant-accused officer No.1 by the Special Judge for ACB Cases- Cum –III Additional District and Sessions Judge, Visakhapatnam, in C.C.No.34 of 2001 dated 19-09-2007 is set aside. Bail bonds of the appellant-accused officer No.1 shall stand cancelled. Fine amount, if any, paid by the appellant-accused officer No.1 is ordered to be refunded to the appellant-accused officer No.1.*
>
> *The criminal appeal is allowed. Pending miscellaneous applications, if any, shall stand closed in consequence. No costs".*

4. Government, after careful examination of the orders of the Hon'ble High Court of A.P, have decided and hereby drop further action against Sri K.Bapuji, formerly Tahsildar, O/o the Pedapudi Mandal (Retd), Kakinada District (died on 05.12.2016), duly cancelling the orders issued in the G.O 4th read above.

(Contd..2)

5. The Chief Commissioner of Land Administration, A.P., Mangalagiri shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT(FAC)

To:
Legal heir of Sri K.Bapuji, formerly Mandal Revenue Officer, O/o the Pedapudi (M) (Retd),Kakinada District through the Chief Commissioner of Land Administration, A.P., Mangalagiri.
The Chief Commissioner of Land Administration, A.P., Mangalagiri.
The District Collector, Kakinada.
The District Collector, E.G. Rajamahendravaram
Copy to:
The D.G., ACB, A.P., Vijayawada.
Sf/Sc.

//FORWARDED:: BY ORDER//

SECTION OFFICER